

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

ARMANDO MARTINEZ,

Petitioner,

v.

No. CV 21-848 MV/CG

RICHARD MARTINEZ and
ATTORNEY GENERAL OF THE
STATE OF NEW MEXICO,

Respondents.

ORDER GRANTING LEAVE TO PROCEED IN FORMA PAUPERIS

This matter is before the Court on Petitioner Armando Martinez's *Motion for Leave to Proceed Pursuant to 28 U.S.C. § 1915*, (Doc. 2), filed August 27, 2021. Mr. Martinez seeks to prosecute his 28 U.S.C. § 2254 habeas proceeding without prepaying the \$5.00 filing fee. See 28 U.S.C. § 1915(a)-(b). Mr. Martinez's affidavit reflects that he is unable to make the payment. The Court will therefore grant the motion.

IT IS THEREFORE ORDERED that Mr. Martinez's *Motion for Leave to Proceed Pursuant to 28 U.S.C. § 1915*, (Doc. 2), is **GRANTED**.

IT IS SO ORDERED.



THE HONORABLE CARMEN E. GARZA
CHIEF UNITED STATES MAGISTRATE JUDGE